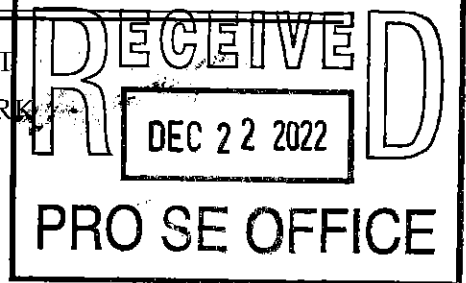


UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF NEW YORKDavid Gibson 15A2714

Write the full name of each plaintiff or petitioner.

Case No. 22 CV 01122 KMK

-against-

Edward Burnette Etc al

NOTICE OF MOTION

MEMO ENDORSED

Write the full name of each defendant or respondent.

PLEASE TAKE NOTICE that

Plaintiff

plaintiff or defendant

Movmnt

name of party who is making the motion

requests that the Court:

To Order the Murly Administration to
Release Original copy Docket 13 to Investigate who signed
for the Delivery P.O. Box 1245 The Defendant Phile of Burnette

Order to Compel Original copy Docket 13 Release, ~~Order to Compel~~

Briefly describe what you want the court to do. You should also include the Federal Rule(s) of Civil Procedure or the statute under which you are making the motion, if you know.

In support of this motion, I submit the following documents (check all that apply):

- ☒ a memorandum of law
☒ my own declaration, affirmation, or affidavit

☐ the following additional documents: Gibson v. ~~Order to Compel~~

~~Order to Compel~~ 22-CV-01122 KMK

~~Order to Compel~~ 12-8-22

Dated

David Gibson

Name

Murcy C.F. Box 3600

Address

646-436-2142

Telephone Number (if available)

Signature

15A2714

Prison Identification # (if incarcerated)

Murcy

City

NY

State

13403

Zip Code

E-mail Address (if available)

Declaration of Service

I David Gibson, Pursant to 28 C.R.C. 174b Declares
Under Penalty of Perjury as follows

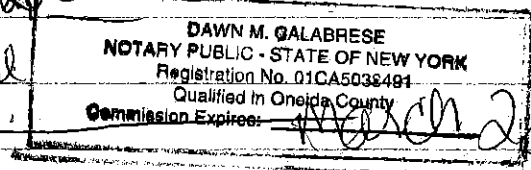
I Served A Notice of Motion, Order to Compel
for Marly defendants to Release The original copy of
The Document I Paid 9.16 to deliver 3 Summons, 3
Complaints on 3 defendants Sept Burnett, Deputy A. AKimycmho
RN D. Lebrun. with copy's of Each Affidavit of Service
to Captain Heirpuck, Sept Reardon, DOMH Medbury, A
Schaffer

By Mailing First class mail to the address
listed below

Kent M. Karas
300 Quakerpoas Street
White Plains, NY 10601

Suon to before me on Feb 2, 2022
this 24th day of April 2022

Notary Public



Affidavit of Deliv

STATE of New York
County of ONEIDA

I David Gibson, being first duly sworn depose and say:

I served five and exact copies of the foregoing documents: (1) letter to Captain Ken Peck dated 12 8 22, (1) letter to A. Schaffer Inmate Records Coordinator Requesting All Records of Certified Mail upon Release 02/01/2023. And Copies of Document from May 8, 2022 stamped May 12, 2022 charged 9.16 to mail 3 summons, 3 Complaints to 3 defendants Supt. Buppette, Deputy A. Ameyombo, RN Diebren

by placing same in a Postage Paid and Properly addressed wrapper and depositing same in a ~~United States~~ United States Postal box Under the exclusive Care and Custody of the New York State Department of Corrections and Community Supervision, within the Marcy Correctional Facility to be served upon the below listed Persons:

Supt. Buppette, DOMH Mcduffy,
Captain Ken Peck, A. Schaffer,
~~Ken M. Kabis~~ Ken M. Kabis

Sworn to before me on
this 8th day of January 2023

Dawn M. Calabrese
Notary Public

DAWN M. CALABRESE
NOTARY PUBLIC - STATE OF NEW YORK
Registration No. 01CA5036491
Qualified in Oneida County
Commission Expires March 2, 2023

Affidavit of Service

STATE OF New York
County of ONEIDA

I David Gibson, being first duly sworn, depose and say that:

I received true and exact copies of the foregoing documents:

(1) letter to Captain Kerpock dated 12-8-22, (1) letter to A. Schaffer Inmate Records Coordinator Requesting All Records of Certified mail upon Release 02/01/2023, And Copy of Detainer from May 8, 2022 stamped May 12, 2022 changed 9.16 to mail 3 summons 3 complaints to 3 defendants Supt Buinette, Deputy A. Akinyemba, RN D. Lebron.

by placing same in a Postage Paid and Properly addressed wrapper and depositing same in a United States Postal box under the exclusive care and custody of the New York State Department of Corrections and Community Supervision within the Marcy Correctional Facility to be served upon the below listed Person

~~DO~~ D.O.M.H Medbury, Capt Basch,
Captain Kerpock, A. Schaffer,
District Judge Kenneth M. Kurko

Sworn to before me on February
this 23rd day of 2023
Notary

DAWN M. GALABRESE
NOTARY PUBLIC - STATE OF NEW YORK
Registration No. 01CA509491
Qualified in Oneida County
Commission Expires: March 2025

Affidavit of Service

STATE OF New York
County of ONEIDA

I David Gibson, Being First duly sworn deponent and says that:

I Have served true and exact copies of the foregoing documents (1) letter to Captain Ken Peck dated 12-8-22, (1) letter to A. Schaffer Inmate Records Coordinator requesting All Records of Certified Mail upon Release 02/01/2023. And Copies of Detainer from May 8, 2022 stamped May 12, 2022 charged 9.16 to mail 3 Summons, 3 Complaints to 3 Defendants Rept Burnette, Deputy A. Akinxambo, RN D. Lebron

by placing same in a Postage Paid and Properly addressed wrapper and depositing same in a United States Postal Box under the exclusive care and custody of the New York State Department of Corrections and Community Supervision, within the Mundy Correctional Facility to be served upon the below listed persons

A. Schaffer, Captain Ken Peck,
Rept Burnette, DOMM Medbury
~~Ken Peck~~ ~~Ken Peck~~ ~~Ken Peck~~ Kenneth M. Harris

Sworn to before me on the 8th
day of November 2022 at Gene

Notary

DAWN M. GALABRESE
NOTARY PUBLIC - STATE OF NEW YORK
Registration No. 01CA5039491
Qualified in Oneida County
Commission Expires: March 2023

I David Gibson, Being First duly sworn, deposes and says that:

by Placing same in a postage paid and properly addressed wrapper and depositing same in a United States Postal Box under the exclusive care and custody of the New York State Department of Corrections and Community Supervision, within the Marcy Correctional Facility to be served upon the below listed persons

Captain Kenrick, A. Schaffner,
Supt. Rausden, Dr. H. M. M. M. M.
~~Kenrick, A. Schaffner,~~ Kent M. M. M.

Sworn to before me on
the 8th day of December 2022

~~Notary~~

DOWN M. GALABRESE
NOTARY PUBLIC - STATE OF NEW YORK
Registration No. 01CA503-191
Qualified in Onondaga County
Commission Expires: March 2, 2027

: Plaintiff's motion is denied. As the Court has already explained, Plaintiff may not serve Defendants by certified mail (see Dkt. Nos. 33, 34), and the signature confirmation forms, whatever their content, would not alter this result, see Fed. R. Civ. P. 4. The Clerk of the Court is respectfully directed to mail a copy of this Order to Plaintiff.

SO ORDERED.

1/23/2023

KMK



7022 2410 0000 9686 0135

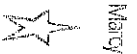
MARCY CORRECTIONAL FACILITY
BOX 3600

N.Y. 13403-3600

Amie Gibson

DIN: *15A114*

Correctional Facility



Maity

NEOPOST

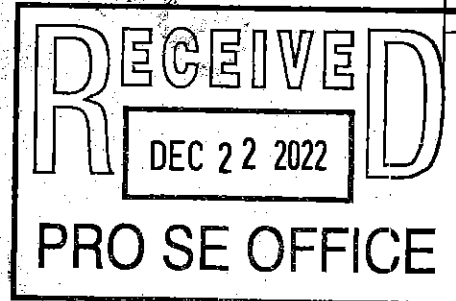
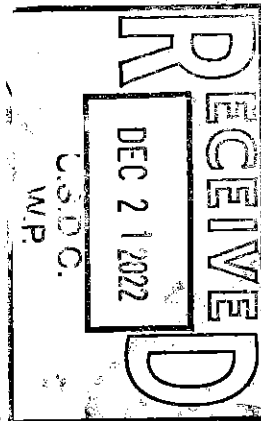
12/13/2022

US POSTAGE

\$008.06



ZIP 13403
041111259879



*Honorable Kent M. Haras
Court Clerk S.D.N.Y.
300 GUARROPER STREET
WHITE PLAINS, NY 10601-4150*

060134140 0004

